APPENDIX B

Atty Docket No.: 14923.002

UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit: 1645

Examiner: Tongue, Lakia J

Applicant: Serial No.: Schlothauer et al.

10/521,097

371 Filing Date: November 4, 2005

Title:

Composition

Mail Stop Amendment

United States Patent and Trademark Office Customer Service Window Randolph Building 401 Dulany Street Alexandria VA 22314

TRANSMITTAL

Applicants submit copies of Statements of Corroboration dated April 3, 2007, relating to the deposit of microbial strains, Lactobacillus sakei 570 and Leuconostoc mesenteroides 808 at DSMZ on September 8, 2003 and July 23, 2003 respectively. Copies of the receipt of the deposit and priority documents are also attached.

The Statement attached at Exhibit A refers to PCT/GB2003/003436. The present application claims priority to PCT/GB2003/003436. The statement attached at Exhibit B refers to GB Patent Application No. 0218241 and U.S. Provisional Application Serial No. 60/413,727. The present application also claims priority to GB Patent Application No. 0218241 and U.S. Provisional Application Serial No. 60/413,727. While the headers of both executed Statements properly reference the applicant, filing date and title, each mistakenly refers to Application Serial No. 10/893,524, it should be clear from the contents of both statements that the statements are intended for Application Serial No. 10/521,097.

Should any further fees be required by the present Reply, the Commissioner is hereby authorized to debit or credit Deposit Account 19-4293.

Date: 2-20-08

Customer No. 27890 Steptoe & Johnson LLP 1330 Connecticut Avenue, NW Washington, DC 20036-1795

Phone: 202-429-6748 Fax: 202-429-3902

Respectfully submitted,

Harold H. Fox Reg. No. 41,498



Attornéy's Docket No.: 14923.0024

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Schlothauer et al.

Art Unit: 2829

Serial No.:

10/893.524

Examiner: Unassigned

371 Filing Date: November 4, 2005

Title:

Composition

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

STATEMENT

- 1. I am Inez Barbara Rademacher, Project manager R&D Danisco Deutschland GmbH; Inventor of Patent and technical support for the depositing of strain at DSMZ
- 2. I have personal knowledge that the microbial strain, Lactobacillus sakei 570, which was deposited as DSM 15889 on September 8, 2003, is the microbial strain Lactobacillus sakei 570, specifically identified in Example 6-9 on page 47, line 17 to page 50, line 24 of PCT/GB 2003/003436 as filed on August 6, 2003.
- 3. I have enclosed copies of the receipt of the deposit of Lactobacillus sakei 570 and a copy of PCT/GB 2003/003436.
- 4. All statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Date: 03. April 2007

Inez Barbara Rademacher



DSWZ Muschmode Weg To D-38724 Strumchumio

Danisco Specialities
Canisco Niebūli GmbH
Inez Rademacher
Busch-Johannisen-Str. 1
25899 Niebūli

Har Seichen / Your refi

PISTURW

Tel, dziorizoteDesign / Com

2003-09-08

Re: Deposit of micropromisms according to the Budapest Treaty

Enclosed please find our Receipt and Vlability Statements for the strain

Lactobacillus sakel DC 570-

= BSWZ 15889

and our byorce No. 2305638.

Sincerely yours;

Dr. Vera: Wellis

DSNZ-Deutsche Sammlung von Mikroorganismen und Zellkulturen GmbH

. Wels

Further notes: After preservation of the strain you will receive samples for identity checking.

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Danisco A/S
Langebrogade i
PO Box 17

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INTERNATIONALES FORMBLATT.

Danisco A/S Langebrogade 1 PO Bex. 17

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Formaber DSDCZ, DPD (Hurthy Spiles 12000)

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